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COMPANY/FIRM : U.S. Patent and Trademark OfficeFACSIMILE NO.: (571) 273-8300FROM : Gary J. Gershih/DNSTOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 18DATE : May 12, 2006 TIME:

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MESSAGE: Re: U.S. Serial No. 10/052,961

AMENDMENT UNDER 37 CFR 51.116 IN RESPONSE TO JANUARY 6, 2006 FINAL OFFICE ACTION AND PETITION FOR A TWO-MONTH EXTENSION OF TIME

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Docket No. 44657-AAA-PCT-US/JPW/GJG/DNS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Joseph R. Berger

Serial No. : 10/052,961 Group Art Unit: 1617

Filed : January 18, 2002 Examiner: S. Wang

Title : A METHOD FOR AMELIORATING MUSCLE WEAKNESS/WASTING IN A PATIENT INFECTED WITH HUMAN IMMUNODEFICIENCY VIRUS-TYPE 1

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New York, New York 10036  
May 12, 2006BY FACSIMILE - (571)273-8300  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450FACSIMILE CERTIFICATION OF TRANSMISSION  
IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

Date of Facsimile: May 12, 2006. I hereby certify that this paper including Amendment Under 37 C.F.R. 51.116 in Response to January 6, 2006 Final Office Action With Petition for a Two-Month Extension of Time is being transmitted to the U.S. Patent and Trademark Office on the date indicated above by facsimile and is addressed to U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 Attn: S. Wang.

Printed Name: Gary J. Gershih

Respectfully submitted,

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EXPEDITED PROCEDURE  
RESPONSE UNDER 37 C.F.R. §1.116  
GROUP ART UNIT 1617

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Sir:

AMENDMENT UNDER 37 C.F.R. §1.116 IN RESPONSE TO  
JANUARY 6, 2006 FINAL OFFICE ACTION AND PETITION  
FOR A TWO-MONTH EXTENSION OF TIME

This is an Amendment in response to the Final Office Action issued by the United States Patent and Trademark Office on January 6, 2006 in connection with the above-identified application. A response to the January 6, 2006 Final Office Action was due April 6, 2006. Applicant hereby petitions for a two-month extension of time to respond. The fee for a two-month extension of time is FOUR HUNDRED FIFTY DOLLARS (\$450.00) and authorization is hereby given to charge this amount to Deposit Account No. 03-3125. With a two-month extension of time a response is due June 6, 2006. Accordingly, this Amendment is being timely filed.

Amendments to the Claims begin on page 2.

Remarks begin on page 6.

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02 FC:1202 450.00 DA  
03 FC:1252 450.00 DA